

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re: Mattie Mae Faulkner,

Debtor

MATTIE MAE FAULKNER,

Plaintiff

v.

M &T BANK,

Defendant

CHAPTER 13

Bankruptcy No. 17-10660-ELF

Adversary No. 17-00276-ELF

ORDER

AND NOW, this day of , 2019, upon consideration of the Plaintiff's Amended Motion Attorneys' Fees and Costs it is hereby ORDERED and DECREED as follows:

1. The Motion is granted.
2. Judgment is awarded in favor of Plaintiff Mattie Mae Faulkner and against M&T Bank for attorneys' fees in the amount of \$56,160.00.

Eric L. Frank, Bankruptcy Judge

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Bankruptcy No. 17-10660-ELF

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PLAINTIFF'S AMENDED MOTION FOR ATTORNEYS' FEES AND COSTS

Plaintiff Mattie Faulkner, by undersigned counsel, pursuant to the stipulation of the parties, moves this court for an award of attorney's fees and costs against Defendant M&T Bank.

1. In support of this amended motion Plaintiff's counsel will be separately filing the *Declaration of Irwin Trauss, Esquire in Support of Plaintiff's Amended Motion for Attorneys fees and Costs* as well as the supporting exhibits attached thereto.

2. These exhibits contain the verified records of time incurred by Plaintiff's counsel in connection with the successful prosecution of the claims against Defendant under *inter alia* the Pennsylvania Unfair Trade Practices and Consumer Protection Law, 73 P.S. §201-9.2; Pennsylvania Act 6 of 1974 as amended, 41 P.S. §§503 and 504; and the Federal Fair Debt Collection Practices Act, 15 U.S.C. §§1392k and 1393m that resulted in a settlement favorable to Plaintiff.

3. As the result of the litigation, Defendant's proof of clam was reduced by over \$100,000.00.

4. Plaintiff requests an award of counsel fees in the amount \$56,160.00.

WHEREFORE, plaintiff requests that this Amended Motion be granted, and the attorneys' fees as supported by the Declaration and the exhibits attached thereto be awarded against Defendant M&T Bank.

Respectfully submitted,

Date: August 1, 2019

s/Irwin Trauss
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